

## BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date: February 16, 2005

Bulk Item: Yes X No       

Division: Growth Management

Department: Planning

Staff Contact Person: K. Marlene Conaway

**AGENDA ITEM WORDING:** Approval for the transfer of three buildable lots from Patrick A. and Elizabeth Price Foley to Monroe County by Warranty Deeds.

**ITEM BACKGROUND:** On January 11, 2005 the Planning Commission approved an allocation award for the applicants listed below provided the applicants' Warranty Deeds are approved by the BOCC. Patrick A. and Elizabeth Price Foley submitted the Warranty Deeds to donate three lots to Monroe County. The applicants are receiving a dwelling unit allocation award for the year ending July 13, 2005, have filed the documents in accordance with Ordinance No. 47-1999.

**PREVIOUS RELEVANT BOARD ACTION:** On November 11, 1999, the BOCC adopted Ordinance No. 047-1999.

**CONTRACT/AGREEMENT CHANGES: N/A.**

**STAFF RECOMMENDATION:** Approval.

TOTAL COST: X

**BUDGETED:** Yes N/A No

**COST TO COUNTY:** N/A

**SOURCE OF FUNDS:** N/A

REVENUE PRODUCING: Yes N/A No AMOUNT PER MONTH N/A Year \_\_\_\_

**APPROVED BY:** County Atty X OMB/Purchasing N/A Risk Management N/A

**DIVISION DIRECTOR APPROVAL:**

Timothy J. McGarry, AICP

DOCUMENTATION:	Included	X	To Follow	Not Required
----------------	----------	---	-----------	--------------

**DISPOSITION:**

**AGENDA ITEM #**

THIS INSTRUMENT PREPARED BY:

Gretchen Holland  
Coral Reef Title Company  
P.O. Box 1543  
Key Largo, Florida 33037  
Property Appraisers Parcel Identification (Folio) Numbers: 00448930.000000

Space Above This Line For Recording Data

THIS WARRANTY DEED, made the \_\_\_\_\_ day of \_\_\_\_\_, 2005 by Patrick A. Foley and Elizabeth Price Foley, husband and wife, herein called the grantors, to COUNTY OF MONROE, a political subdivision of the State of Florida, whose post office address is c/o Board of County Commissioners, 500 Whitehead Street, Key West, FL 33040, of the County of Monroe, State of Florida, hereinafter called the Grantees:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

**WITNESSETH:** That the grantor, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee all that certain land situate in Monroe County, State of Florida, viz.:

Lot 41, Block 5, HARRIS OCEAN PARK ESTATES, according to the Plat thereof, as recorded in Plat Book 4, at Page 126 of the Public Records of Monroe County, Florida.

**TOGETHER,** with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

**TO HAVE AND TO HOLD,** the same in fee simple forever.

**AND,** the grantor hereby covenants with said grantees that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land, and hereby warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to the date of transfer.

**IN WITNESS WHEREOF,** the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

S. Neel Steen  
Witness #1 Signature

S. Neel Steen  
Witness #1 Printed Name

Sally J. Rohdy  
Witness #2 Signature

Sally J. Rohdy  
Witness #2 Printed Name

Witness #1 Signature

Witness #1 Printed Name

Witness #2 Signature

Witness #2 Printed Name

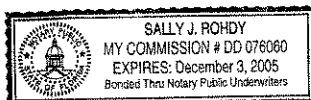
Patrick A. Foley  
Patrick A. Foley  
2425 SE 4th Place, Homestead, FL 33033

Elizabeth Price Foley  
Elizabeth Price Foley  
2425 SE 4th Place, Homestead, FL 33033

STATE OF FLORIDA  
COUNTY OF MONROE

The foregoing instrument was acknowledged before me this 12th day of April, 2004 by Patrick A. Foley and ~~Elizabeth Price Foley~~ who are personally known to me or have produced DRIVERS LICENSE as identification.

SEAL



Sally J. Rohdy  
Notary Public  
SALLY J. ROHDY  
Printed Notary Name

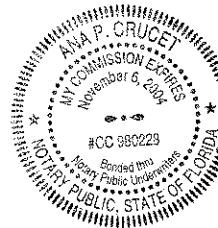
Closing file # 10-5112

STATE OF FLORIDA  
COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this 12<sup>th</sup> day of April, 2004 by Elizabeth Price Foley who are personally known to me or have produced Florida Driver's Lic. as identification.

SEAL

Closing file # 10-5112



Notary Public

ANA P. CRUCET  
Printed Notary Name

MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM

Date: 4/22/05

THIS INSTRUMENT PREPARED BY:

Gretchen Holland  
Coral Reef Title Company  
P.O. Box 1543  
Key Largo, Florida 33037  
Property Appraisers Parcel Identification (Folio) Numbers: 00443690.000000 00443780.000000

Space Above This Line For Recording Data

THIS WARRANTY DEED, made the \_\_\_\_\_ day of \_\_\_\_\_, 2005 by Patrick A. Foley and Elizabeth Price Foley, husband and wife, herein called the grantors, to COUNTY OF MONROE, a political subdivision of the State of Florida, whose post office address is c/o Board of County Commissioners, 500 Whitehead Street, Key West, FL 33040, of the County of Monroe, State of Florida, hereinafter called the Grantees:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

**WITNESSETH:** That the grantor, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee all that certain land situate in Monroe County, State of Florida, viz.:

Lots 1, 10, Block 6, PALMA SOLA, according to the Plat thereof, as recorded in Plat Book 1, at Page 115 of the Public Records of Monroe County, Florida.

**TOGETHER**, with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

**TO HAVE AND TO HOLD**, the same in fee simple forever.

**AND**, the grantor hereby covenants with said grantees that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land, and hereby warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to the date of transfer.

**IN WITNESS WHEREOF**, the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

S. Neal Steen  
Witness #1 Signature

S. Neal Steen  
Witness #1 Printed Name

Sally J. Rohdy  
Witness #2 Signature

Sally J. Rohdy  
Witness #2 Printed Name

\_\_\_\_\_  
Witness #1 Signature

\_\_\_\_\_  
Witness #1 Printed Name

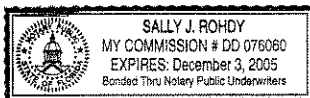
\_\_\_\_\_  
Witness #2 Signature

\_\_\_\_\_  
Witness #2 Printed Name

**STATE OF FLORIDA**  
**COUNTY OF MONROE**

The foregoing instrument was acknowledged before me this 12<sup>th</sup> day of April, 2004 by Patrick A. Foley and ~~Elizabeth Price Foley~~ who are personally known to me or have produced DRIVERS LICENSE as identification.

**SEAL**



Closing file # 10-5112

Patrick A. Foley  
Patrick A. Foley  
2425 SE 4th Place, Homestead, FL 33033

Elizabeth Price Foley  
Elizabeth Price Foley  
2425 SE 4th Place, Homestead, FL 33033

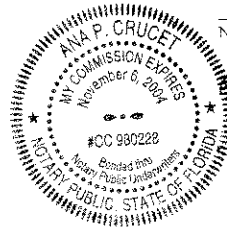
Sally J. Rohdy  
Notary Public  
SALLY J. ROHDY  
Printed Notary Name

STATE OF FLORIDA  
COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this 12th day of April, 2004 by Elizabeth Price Foley who are personally known to me or have produced Florida Drivers Lic. as identification.

SEAL

Closing file # 10-5112



Notary Public

ANA P. CRUCET  
Printed Notary Name

MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM

Date: 4/20/05